IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 9884 of 2004

Between:
P.K.Satya Rao @ Satti Babu
Ganesh Nagar, Narasimhanagar,
Visakhapatnam **..... PETITIONER**

AND
1.Regional Transport Authority, Visakhapatnam
2.The Deputy Transport Commissioner, Visakhapatnam
3.The Motor Vehicle Inspector, Visakhapatnam**.**
....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents herein in seizing the lorry bearing No. ADH 563 vide check report No. 439347 dt. 22/05/5004 of the petitioner and not considering the application dt. 23/05/2004 for release of Lorry bearing No. ADH 563 as highly arbitrary and violative of articles 14 of Constitiution of India and consequentially direct the respondents to relaase the vehicle Lorry bearing No. ADH 563 to the Custody of the petitioner forthwith.

For the Petitioner: MR.T.M.K.CHAITANYA, Advocate.

For the Respondents: GP FOR TRANSPORT

The Court Made the Following :

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ORDER: (PER SRI BN, J)

Heard learned Counsel for the parties. The petition is disposed of at this stage. It appears that a vehicle has been seized on the allegation that the required tax has not been paid for it and enquiry is pending. Let the matter be decided in the enquiry by the competent authority after hearing the petitioner. In the meantime, the vehicle be released on payment of the tax component.

Writ Petition is accordingly disposed of. No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to:

1.Regional Transport Authority, Visakhapatnam
2.The Deputy Transport Commissioner, Visakhapatnam
3.The Motor Vehicle Inspector, Visakhapatnam.
4.Two CCs to the G.P. for Transport, High Court Buildings, Hyderabad (OUT)
5.Two CD copies.

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